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WASHINGTON, D.C. 20036

SPECIALIZING IN PATENTS, TRADEMARKS & COPYRIGHTS

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* ADMITTED ONLY BY ALLUORGE
PRACTICE LIMITED TO FEDERAL PATENT,
TRADEMARK AND COPYRIGHT MATTERS(202) 416-1638
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POSZLAW.COMTAKAHIRO MIURA **
** JAPANESE PATENT ATTORNEY
REGISTERED TO PRACTICE
ONLY IN JAPANFACSIMILE TRANSMISSIONDate: 02/20/2003Pages: 1 of **S**

To: Petitions Examiner Frances Hicks

From: David Posz

FAX RECEIVED

FEB 20 2003

Company: USPTO Office of Petitions

PETITIONS OFFICE

Fax No.: 703-308-6916

Subject: Petition To Revive Under 37 CFR 1.137(b) for US Patent Application Serial No. 09/675,209

Comments:

Ms. Hicks,

Per our earlier telephone conversation, please note that our firm contact information is changing tomorrow as follows (Customer No. Data Change Request was faxed to the PTO EBC earlier today):

Posz & Bethards, PLC
11250 Roger Bacon Drive, Suite 10
Reston, VA 20190
Ph: 703-707-9110
Fax: 703-707-9112

Please call me today at (202-416-1638) if you need any additional information.

Respectfully submitted,  David Posz (Reg. No. 37,701)

****Notice****

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#15

PTO/SB/30 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**Address to:
Commissioner for Patents
Box RCE
Washington DC 20231

| | |
|------------------------|---------------|
| Application Number | 09/575,209 |
| Filing Date | 9/29/2000 |
| First Named Inventor | Suzuki et al. |
| Art Unit | 2814 |
| Examiner Name | Farahani |
| Attorney Docket Number | 01-085 |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**a. ☒ Previously submitted

- i. ☒ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on December 20, 2003
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____

b. ☐ Enclosed

- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

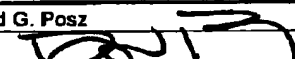
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1147
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

FAX RECEIVED

FEB 20 2003


PETITIONS OFFICE

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

| | | | |
|-------------------|---|-----------------------------------|---------------|
| Name (Print/Type) | David G. Posz | Registration No. (Attorney/Agent) | 37,701 |
| Signature |  | Date | FEB. 20, 2003 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

| | | | |
|-------------------|---|------|---------------|
| Name (Print/Type) | David G. Posz | Date | FEB. 20, 2003 |
| Signature |  | | |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.

DAVID G. POSZ 00000006 501147 09675209

750.00 CH

PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0851-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL
for FY 2003**

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)**1300****Complete if Known**Application Number **09/675,209**Filing Date **September 29, 2000**First Named Inventor **Suzuki et al.**Examiner Name **Farahani**Group/Art Unit **2814**Attorney Docket No. **01-085****FAX RECEIVED****FEB 20 2003****DEPOSITIONS OFFICE****METHOD OF PAYMENT (check one)**1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:Deposit
Account
Number**50-1147**Deposit
Account
Name**LAW OFFICES OF DAVID G. POSZ**☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.172. ☐ Payment Enclosed:☐ Check☐ Money
Order☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

| Large Entity Fee Code | Small Entity Fee Code | Fee (\$) | Fee Description | Fee Paid |
|--------------------------|--------------------------|----------|-----------------|------------------------|
| 1001 | 750 | 2001 | 375 | Utility filing fee |
| 1002 | 330 | 2002 | 165 | Design filing fee |
| 1003 | 520 | 2003 | 260 | Plant filing fee |
| 1004 | 750 | 2004 | 375 | Reissue filing fee |
| 1005 | 160 | 2005 | 80 | Provisional filing fee |

SUBTOTAL (1) (\$)**0****2. EXTRA CLAIM FEES**

| Total Claims | Extra Claims | Fee from Below | Fee Paid |
|--------------------|--------------|----------------|----------|
| Independent Claims | 20** | X | |
| Multiple Dependent | 3** | X | |

**or number previously paid, if greater. For Reissues, see below

| Large Entity Fee Code | Small Entity Fee Code | Fee (\$) | Fee Description | |
|--------------------------|--------------------------|----------|-----------------|---|
| 1202 | 18 | 2202 | 9 | Claims in excess of 20 |
| 1201 | 84 | 2201 | 42 | Independent claims in excess of 3 |
| 1203 | 280 | 2203 | 140 | Multiple dependent claim, if not paid |
| 1204 | 84 | 2204 | 42 | **Reissue independent claims over original patent |
| 1205 | 18 | 2205 | 9 | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$)**0****FEE CALCULATION (continued)****3. ADDITIONAL FEES**

| Large Entity Fee Code | Small Entity Fee Code | Fee (\$) | Fee Description | Fee Paid |
|--------------------------|--------------------------|----------|-----------------|--|
| 1051 | 130 | 2051 | 85 | Surcharge - late filing fee or oath |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet |
| 1053 | 130 | 1053 | 130 | Non-English specification |
| 1812 | 2,620 | 1812 | 2,620 | For filing a request for reexamination |
| 1804 | 920* | 1804 | 920* | Requesting publication of SIR prior to Examiner action |
| 1805 | 1,840* | 1805 | 1,840* | Requesting publication of SIR after Examiner action |
| 1251 | 110 | 2251 | 55 | Extension for reply within first month |
| 1252 | 410 | 2252 | 205 | Extension for reply within second month |
| 1253 | 930 | 2253 | 460 | Extension for reply within third month |
| 1254 | 1450 | 2254 | 725 | Extension for reply within fourth month |
| 1255 | 1970 | 2255 | 985 | Extension for reply within fifth month |
| 1401 | 320 | 2401 | 160 | Notice of Appeal |
| 1402 | 320 | 2402 | 160 | Filing a brief in support of an appeal |
| 1403 | 280 | 2403 | 140 | Request for oral hearing |
| 1451 | 1,510 | 1451 | 1,510 | Petition to institute a public use proceeding |
| 1452 | 110 | 2452 | 55 | Petition to revive - unavoidable |
| 1453 | 1,300 | 2453 | 650 | Petition to revive - unintentional |
| 1501 | 1300 | 2501 | 650 | Utility issue fee (or reissue) |
| 1502 | 470 | 2502 | 235 | Design issue fee |
| 1503 | 630 | 2503 | 315 | Plant issue fee |
| 1460 | 130 | 1460 | 130 | Petitions to the Commissioner |
| 1807 | 50 | 1807 | 50 | Petitions related to provisional applications |
| 1806 | 180 | 1806 | 180 | Submission of information Disclosure Stmt |
| 8021 | 40 | 8021 | 40 | Recording each patent assignment per property (times number of properties) |
| 1809 | 750 | 2809 | 375 | Filing a submission after final rejection (37 CFR § 1.129(a)) |
| 1810 | 750 | 2810 | 375 | For each additional invention to be examined (37 CFR § 1.129(b)) |

Other fee (specify) _____

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)**1300****SUBMITTED BY**Name (Print/Type) **DAVID G. POSZ**Registration No.
(Attorney/Agent)**37,701****Complete (if applicable)**Telephone **(202) 416-1638**

Signature



Date

FEB 20, 2003**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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